

**U.S. Bankruptcy Court  
District of Utah**

In re: Bankruptcy Case No. 14-21632

**DALE E. CAPPS AND TYNA M. CAPPS**  
Debtor

Adversary Proceeding No. 14-02183

**STATE OF OREGON, DCS**  
**ELLEN F. ROSENBLUM**  
Plaintiff

v.  
**DALE E. CAPPS**  
**TYNA M. CAPPS**  
Defendant

**SUMMONS IN AN ADVERSARY PROCEEDING**

**YOU ARE SUMMONED** and required to file a motion or answer to the complaint which is attached to this summons with the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the complaint within 35 days. The address of the clerk of the bankruptcy court is:

Clerk, U.S. Bankruptcy Court  
Frank E. Moss Courthouse  
350 South Main Street #301  
Salt Lake City, UT 84101

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney Kevin M. Bischoff 999 East Murray-Holladay Road Suite 200 Salt Lake City, UT 84117
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If you make a motion, your time to answer is governed by Federal Rule of Bankruptcy Procedure 7012.

**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**



*David A. Sime*  
David A. Sime Clerk Of Court

## CERTIFICATE OF SERVICE

I, Dusty France, certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made.

I further certify that the service of this summons and a copy of the complaint was made \_\_\_\_\_ [Date] by:

Mail Service – Regular, first class United States mail, postage fully pre-paid, addressed to:

**Tyna M. Capps**  
**1812 West Sunset Blvd., #1-431**  
**St. George, Utah 84770**

☐ Personal Service – By leaving the documents with the following defendant(s) or an officer or agent of the defendant(s) at:

☐ Residence Service – By leaving the documents with the following adult at:

[ ] Certified Mail Service on an Insured Depository Institution: BY sending the process by certified mail addressed to the following officer of the defendant at:

[ ] Publication – The defendant was served as follows: [describe briefly]

[ ] State Law – The defendant was served pursuant to the laws of the State of \_\_\_\_\_, as follows: [describe briefly]

Under penalty of perjury, I declare that the foregoing is true and correct.

6/11/2014  
[Date]

Dusty Tanner  
[Signature]

Print Name		Dusty France	OLSEN SKOUBYE & NIELSON
Business Address			999 E. Murray-Holladay Road, Ste. 200
City	State	ZIP	Salt Lake City, Utah 84117